

FORM PTO-1350
(REV 07-06)

U.S. DEPARTMENT OF COMMERCE PATENT AND TRADEMARK OFFICE

ATTORNEY'S DOCKET NUMBER

TRANSMITTAL LETTER TO THE UNITED STATES
DESIGNATED/ELECTED OFFICE (DO/EO/US)
CONCERNING A FILING UNDER 35 U.S.C. 371

11336.0033USWO

U.S. APPLICATION NO. (If known, see 37 C.F.R. 1.5)

Filed here by **10/589159**

INTERNATIONAL APPLICATION NO.

PCT/IB2005/000330

INTERNATIONAL FILING DATE

February 10, 2005

PRIORITY DATE CLAIMED -

February 11, 2004

TITLE OF INVENTION

CONTROLLED RELEASE PHARMACEUTICAL COMPOSITIONS WITH IMPROVED BIOAVAILABILITY

APPLICANT(S) FOR DO/EO/US

PILGAONKAR et al.

Applicant herewith submits to the United States Designated/Elected Office (DO/EO/US) the following items and other information:

1. ☒ This is a **FIRST** submission of items concerning a filing under 35 U.S.C. 371.
2. ☐ This is a **SECOND** or **SUBSEQUENT** submission of items concerning a filing under 35 U.S.C. 371.
3. ☒ This express request to begin national examination procedures (35 U.S.C. 371(f)) at any time rather than delay examination until the expiration of the applicable time limit set in 35 U.S.C. 371(b) and PCT Articles 22 and 39(I).
4. ☐ A proper Demand for International Preliminary Examination was made by the 19th month from the earliest claimed priority date.
5. ☒ A copy of the International Application as filed (35 U.S.C. 371(c)(2))
 - a. ☒ is transmitted herewith (required only if not transmitted by the International Bureau).
 - b. ☒ has been transmitted by the International Bureau.
 - c. ☐ is not required, as the application was filed in the United States Receiving Office (RO/US)
6. ☐ A translation of the International Application into English (35 U.S.C. 371(c)(2)).
7. ☒ Amendments to the claims of the International Application under PCT Article 19 (35 U.S.C. 371(c)(3))
 - a. ☐ are transmitted herewith (required only if not transmitted by the International Bureau).
 - b. ☐ have been transmitted by the International Bureau.
 - c. ☐ have not been made; however, the time limit for making such amendments has NOT expired.
 - d. ☒ have not been made and will not be made.
8. ☐ An English language translation of the amendments to the claims under PCT Article 19 (35 U.S.C. 371(c)(3)).
9. ☒ A signed oath or declaration of the inventor(s) (35 U.S.C. 371 (c)(4)).
10. ☐ An English language translation of the annexes to the International Preliminary Examination Report under PCT Article 36 (35 U.S.C. 371(c)(5)).

Items 11. to 20. below concern document(s) or information included:

11. ☐ An Information Disclosure Statement under 37 CFR 1.97 and 1.98.
12. ☒ An assignment document for recording. A separate cover sheet in compliance with 37 CFR 3.28 and 3.31 is included.
13. ☒ A **FIRST** preliminary amendment.
☐ A **SECOND** or **SUBSEQUENT** preliminary amendment.
14. ☒ An Application Data Sheet under 37 CFR 1.76.
15. ☐ A substitute specification.
16. ☐ A change of power of attorney and/or address letter.
17. ☐ A computer-readable form of the sequence listing in accordance with PCT Rule 13ter.2 and 37 CFR 1.821- 1.825.
18. ☐ A second copy of the published International Application under 35 U.S.C. 154(d)(4).
19. ☐ A second copy of the English language translation of the International Application under 35 U.S.C. 154(d)(4).
20. ☒ Other items or information: Form PCT/RO/101, Form PCT/RO 101 (replacement sheet), Form PCT/IB/301, Form PCT/IB/304, Form PCT/IB/306, Form PCT/RO/146, Form PCT/RO/132, PCT/RO198, Copy of letter dated July 18, 2006 to International Bureau for Recording of changes under rule 92 bis informing addition of Inventors

U.S. APPLICATION NO. (if known, see 37 C.F.R. 1.5) Filed here with 10/589159		INTERNATIONAL APPLICATION NO. PCT/IB2005/000330		ATTORNEY'S DOCKET NUMBER 11336.0033USWO	
BASIC NATIONAL FEE (37 CFR 1.492(a) (1)-(5)):					
<input checked="" type="checkbox"/> a) Basic National fee (37 CFR 1.492(a)).....\$300.00				\$300.00	
<input checked="" type="checkbox"/> b) Examination fee (37 CFR 1.492(c)) If the written opinion prepared by ISA/US or the international preliminary examination report prepared by IPEA/US indicates all claims satisfy provisions of PCT Article 33(1)-(4).....\$0 All other situations.....\$200.00				\$200.00	
<input checked="" type="checkbox"/> c) Search fee (37 CFR 1.492(b)) If the written opinion of the ISA/US or the international preliminary examination report prepared by IPEA/US indicates all claims satisfy provisions of PCT Article 33(1)-(4).....\$0 Search fee (37 CFR 1.445(a)(2)) has been paid on the international application to the USPTO as an International Searching Authority.....\$100.00 International Search Report prepared by an ISA other than the US and provided to the Office or previously communicated to the US by the IB.....\$400.00 All other situations.....\$500.00				\$500.00	
TOTAL OF ABOVE CALCULATIONS =				\$1,000.00	
Additional fee for specification and drawings filed in paper over 100 sheets (excluding sequence listing or computer program listing filed in an electronic medium). The fee is \$250 for each additional 50 sheets of paper or fraction thereof.					
Total Sheets	Extra Sheets	Number of each additional 50 or fraction thereof (round up to a whole number)	Rate		
34	-100 = 0	150 =	X \$250.00	\$0.00	
Surcharge of \$130.00 for furnishing the oath or declaration later than [] 20 [] 30 months from the earliest claimed priority date (37 CFR 1.492(e)).				\$0.00	
CLAIMS	NUMBER FILED	NUMBER EXTRA	RATE		
Total claims	32 -20 =	12	X \$50.00	\$600.00	
Independent claims	3 -3 =	0	X \$200.00	\$0.00	
MULTIPLE DEPENDENT CLAIM(S) (if applicable)			+ \$360.00	\$0.00	
TOTAL OF ABOVE CALCULATIONS =				\$1,600.00	
Reduction by 1/2 for filing by small entity, if applicable. Small entity status is claimed pursuant to 37 CFR 1.27				\$0.00	
SUBTOTAL =				\$1,600.00	
Processing fee of \$130.00 for furnishing the English translation later than [] 20 [] 30 months from the earliest claimed priority date (37 CFR 1.492(f)).				+ \$0.00	
TOTAL NATIONAL FEE =				\$1,600.00	
Fee for recording the enclosed assignment (37 CFR 1.21(h)). The assignment must be accompanied by an appropriate cover sheet (37 CFR 3.28, 3.31). \$40.00 per property				+ \$40.00	
TOTAL FEES ENCLOSED =				\$1,640.00	
				Amount to be refunded:	\$0.00
				charged	\$0.00
a. <input checked="" type="checkbox"/> Check(s) in the amount of <u>\$1,600.00, \$40.00</u> to cover the above fees is enclosed. b. <input type="checkbox"/> Please charge my Deposit Account No. in the amount of \$ to cover the above fees. c. <input checked="" type="checkbox"/> The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment to Deposit Account No.					
NOTE: Where an appropriate time limit under 37 CFR 1.494 or 1.495 has not been met, a petition to revive (37 CFR 1.137(a) or (b)) must be filed and granted to restore the application to pending status.					
SEND ALL CORRESPONDENCE TO: Mark T. Skoog MERCHANT & GOULD P.O. Box 2903 Minneapolis, MN 55402-0903					
				SIGNATURE: <u>Mark T. Skoog</u> NAME: Mark T. Skoog REGISTRATION NUMBER: 40,178	

RAM Fee History
Query
Revenue Accounting and Management

Name/Number: 10589159

Total Records Found: 8

Start Date: Any Date

End Date: Any Date

Accounting Date	Sequence Num.	Fee Type	Fee Code	Fee Amount	Mailroom Date	Payment Method
04/30/2007	00000015	<u>1</u>	<u>1642</u>	\$400.00	08/10/2006	CK
04/30/2007	00000016	<u>4</u>	<u>9204</u>	-\$100.00	08/10/2006	CK
04/30/2007	00000014	<u>1</u>	<u>1632</u>	-\$500.00	08/10/2006	OP
08/18/2006	00000296	<u>1</u>	<u>1631</u>	\$300.00	08/10/2006	CK
08/18/2006	00000297	<u>1</u>	<u>1633</u>	\$200.00	08/10/2006	CK
08/18/2006	00000298	<u>1</u>	<u>1632</u>	\$500.00	08/10/2006	CK
08/18/2006	00000299	<u>1</u>	<u>1615</u>	\$600.00	08/10/2006	CK
08/18/2006	00000300	<u>1</u>	<u>8021</u>	\$40.00	08/10/2006	CK
